

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:		)
		)
	Michael T. Carley et al.	)
		)
Serial No.:	10/667,144	) Art Unit
		) 3734
Filed:	September 19, 2003	)
		)
Confirmation No.:	7207	)
		)
For:	CLOSURE DEVICE AND METHODS FOR	)
	MAKING AND USING THEM	)
		)
Examiner:	Lindsey Michele Bachman	)
		)
Customer No.:	057360	)

PROSECUTION CORRESPONDENCE FROM RELATED CASES

VIA eFILE IDS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

To comply with the requirements of McKesson Information Solutions v. Bridge Medical, 487 F.3d 897 (Fed. Cir. 2007), Applicants have enclosed a list of applications and prosecution correspondence associated with those applications that may be related to the present application. The prosecution correspondence may include office actions, office action responses, notices of allowance, issue notifications, and/or prosecution correspondence presented in related case(s). However, no representation is made that any supplied prosecution correspondence may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103.

Pursuant to instruction from the Office of Patent Legal Administration, copies of these documents are not provided as any Examiner has ready access to any and all prosecution correspondence. Although many of the supplied prosecution correspondence was previously provided in a prior Information Disclosure Statement, the table below identifies each piece of prosecution correspondence by document number, date, and document type for easy reference.

Office Actions, Notice of Allowance, Issue Notifications

	<u>Serial Number</u>	<u>Document</u>	<u>Mail Date</u>
1	09/732,178	Office Action	2/20/1987
2	09/732,178	Notice of Allowance	7/24/1987
3	09/732,178	Office Action	8/1/2002
4	09/732,178	Office Action Response	10/16/2002
5	09/732,178	Office Action	12/24/2002
6	09/732,178	Office Action Response	5/27/2003
7	09/732,178	Advisory Action	6/10/2003
8	09/732,178	Office Action	7/3/2003
9	09/732,178	Office Action Response	10/6/2003
10	09/732,178	Notice of Allowance	11/17/2003
11	09/732,178	Issue Notification	3/25/2004
12	10/081,717	Notice of Allowance	9/29/2003
13	10/081,717	Issue Notification	2/5/2004
14	10/081,725	Notice of Allowance	2/9/2004

	<u>Serial Number</u>	<u>Document</u>	<u>Mail Date</u>
15	10/081,725	Office Action Response	2/26/2004
16	10/081,725	Office Action	4/13/2004
17	10/081,725	Issue Notification	5/27/2004
18	10/356,214	Office Action	11/30/2005
19	10/356,214	Office Action Response	5/25/2006
20	10/356,214	Office Action	8/23/2006
21	10/356,214	Office Action Response	11/24/2006
22	10/356,214	Office Action	2/13/2007
23	10/356,214	Office Action Response	6/13/2007
24	10/356,214	Office Action	9/12/2007
25	10/356,214	Office Action Response	10/26/2007
26	09/478,179	Notice of Allowance	11/6/2000
27	09/478,179	Issue Notification	2/15/2001
28	10/081,726	Notice of Allowance	4/11/2003
29	10/081,726	Examiner's Amendment	6/9/2003
30	10/081,726	Issue Notification	9/4/2003
31	10/335,075	Office Action	8/10/2005
32	10/335,075	Office Action Response	10/7/2005
33	10/335,075	Office Action	12/19/2005
34	10/335,075	Office Action Response	12/28/2005
35	10/335,075	Office Action	4/21/2006

	<u>Serial Number</u>	<u>Document</u>	<u>Mail Date</u>
36	10/335,075	Office Action Response	10/18/2006
37	10/335,075	Notice of Allowance	12/27/2006
38	10/335,075	Issue Notification	4/11/2007
39	10/541,083	Office Action	10/16/2007
40	10/435,104	Office Action	6/10/2004
41	10/435,104	Office Action Response	8/6/2004
42	10/435,104	Notice of Allowance	9/21/2004
43	10/435,104	Examiner's Amendment	1/3/2006
44	10/435,104	Issue Notification	2/15/2006
45	10/435,104	Office Action	5/16/2006
46	10/435,104	Office Action Response	10/16/2006
47	10/435,104	Notice of Allowance	12/28/2006
48	10/435,104	Issue Notification	5/23/2007
49	10/435,104	Notice of Allowance	7/10/2007
50	10/435,104	Notice of Allowance	8/2/2007
51	10/435,104	Notice of Allowance	10/26/2007
52	10/787,073	Office Action	11/30/2006
53	10/787,073	Office Action Response	1/3/2007
54	10/787,073	Office Action	9/5/2007
55	10/787,073	Office Action Response	12/5/2007
56	10/617,090	Office Action	3/22/2005

	<u>Serial Number</u>	<u>Document</u>	<u>Mail Date</u>
57	10/617,090	Office Action Response	5/18/2005
58	10/617,090	Notice of Allowance	7/6/2005
59	10/617,090	Notice of Allowance	10/5/2005
60	10/617,090	Issue Notification	2/21/2006
61	10/616,832	Office Action	6/30/2006
62	10/616,832	Office Action Response	7/27/2006
63	10/616,832	Office Action	10/20/2006
64	10/616,832	Office Action Response	3/20/2007
65	10/616,832	Office Action	5/29/2007
66	10/616,832	Office Action Response	9/28/2007
67	10/616,832	Office Action	1/22/2008
68	10/455,768	Office Action	11/16/2004
69	10/455,768	Office Action Response	12/8/2004
70	10/455,768	Notice of Allowance	4/6/2005
71	10/455,768	Issue Notification	7/20/2005
72	11/113,549	Office Action	2/6/2007
73	11/113,549	Office Action Response	5/7/2007
74	11/113,549	Office Action	5/30/2007
75	11/113,549	Office Action Response	8/30/2007
76	11/113,549	Office Action	11/9/2007
77	10/682,459	Office Action	9/15/2006

	<u>Serial Number</u>	<u>Document</u>	<u>Mail Date</u>
78	10/682,459	Office Action Response	12/15/2006
79	10/682,459	Office Action	4/18/2007
80	10/682,459	Office Action Response	7/18/2007
81	10/786,444	Office Action	10/30/2006
82	10/786,444	Office Action Response	1/30/2007
83	10/786,444	Office Action	4/17/2007
84	10/786,444	Office Action Response	8/17/2007
85	10/786,444	Office Action	8/31/2007
86	10/638,115	Office Action	9/22/2006
87	10/638,115	Office Action Response	11/3/2006
88	10/638,115	Office Action	1/31/2007
89	10/638,115	Office Action Response	6/29/2007
90	10/638,115	Office Action	9/18/2007
91	10/638,115	Office Action Response	10/31/2007
92	09/546,998	Notice of Allowance	5/6/2002
93	09/546,998	Issue Notification	9/19/2002
94	10/264,306	Office Action	2/9/2005
95	10/264,306	Office Action Response	6/27/2005
96	10/264,306	Office Action	10/4/2005
97	10/264,306	Office Action Response	1/4/2006
98	10/264,306	Notice of Allowance	5/10/2006

	<u>Serial Number</u>	<u>Document</u>	<u>Mail Date</u>
99	10/264,306	Notice of Allowance	7/2/2007
100	11/406,203	Office Action	5/14/2007
101	11/406,203	Office Action Response	9/12/2007
102	11/406,203	Notice of Allowance	1/29/2008
103	11/411,925	Office Action	6/6/2007
104	11/411,925	Office Action Response	11/6/2007
105	09/764,813	Office Action	3/26/2001
106	09/764,813	Office Action Response	5/7/2001
107	09/764,813	Notice of Allowance	6/4/2001
108	09/764,813	Issue Notification	8/6/2001
109	09/933,299	Office Action	2/26/2003
110	09/933,299	Office Action Response	5/19/2003
111	09/933,299	Notice of Allowance	6/16/2003
112	09/933,299	Issue Notification	9/25/2003
113	09/610,238	Notice of Allowance	3/26/2001
114	09/610,238	Office Action	9/5/2001
115	09/610,238	Office Action Response	1/23/2002
116	09/610,238	Notice of Allowance	2/11/2002
117	09/610,238	Issue Notification	5/3/2002
118	10/147,774	Office Action	11/4/2004
119	10/147,774	Office Action Response	1/10/2005

	<u>Serial Number</u>	<u>Document</u>	<u>Mail Date</u>
120	10/147,774	Office Action	5/4/2005
121	10/147,774	Office Action Response	7/29/2005
122	10/147,774	Office Action	10/18/2005
123	10/147,774	Office Action Response	1/3/2006
124	10/147,774	Notice of Allowance	4/18/2007
125	10/147,774	Notice of Allowance	9/27/2007
126	09/732,835	Office Action	9/11/2003
127	09/732,835	Office Action Response	12/22/2003
128	09/732,835	Office Action	2/9/2004
129	09/732,835	Office Action Response	2/23/2004
130	09/732,835	Notice of Allowance	3/17/2004
131	09/732,835	Issue Notification	8/5/2004
132	10/006,400	Office Action	8/27/2004
133	10/006,400	Office Action Response	11/8/2004
134	10/006,400	Office Action	2/23/2005
135	10/006,400	Office Action Response	3/21/2005
136	10/006,400	Office Action	4/11/2005
137	10/006,400	Office Action Response	4/26/2005
138	10/006,400	Office Action	7/27/2005
139	10/006,400	Office Action Response	10/6/2005
140	10/006,400	Office Action	3/6/2006



	<u>Serial Number</u>	<u>Document</u>	<u>Mail Date</u>
141	10/006,400	Office Action Response	5/8/2006
142	10/006,400	Office Action	5/24/2006
143	10/006,400	Office Action Response	8/14/2006
144	10/006,400	Office Action	10/26/2006
145	10/006,400	Office Action Response	1/26/2007
146	10/006,400	Office Action	4/19/2007
147	10/006,400	Office Action Response	7/19/2007
148	10/081,723	Office Action	9/29/2004
149	10/081,723	Office Action Response	2/3/2005
150	10/081,723	Notice of Allowance	5/13/2005
151	10/081,723	Issue Notification	8/24/2005
152	09/948,813	Notice of Allowance	1/31/2003
153	09/948,813	Issue Notification	6/5/2003
154	09/949,398	Office Action	3/4/2003
155	09/949,398	Office Action Response	5/19/2003
156	09/949,398	Notice of Allowance	7/28/2003
157	09/949,398	Issue Notification	12/11/2003
158	09/949,438	Office Action	12/17/2002
159	09/949,438	Office Action Response	3/24/2003
160	09/949,438	Notice of Allowance	4/21/2003
161	09/949,438	Issue Notification	8/21/2003

	<u>Serial Number</u>	<u>Document</u>	<u>Mail Date</u>
162	10/240,183	Office Action	7/27/2004
163	10/240,183	Office Action Response	9/13/2004
164	10/240,183	Office Action	12/17/2004
165	10/240,183	Office Action Response	2/17/2005
166	10/240,183	Notice of Allowance	3/9/2005
167	10/240,183	§ 312 Amendment	3/28/2005
168	10/240,183	Response to § 312 Amendment	8/11/2006
169	10/240,183	Issue Notification	8/30/2006
170	10/486,067	Office Action	1/10/2006
171	10/486,067	Office Action Response	7/6/2006
172	10/486,067	Notice of Allowance	9/20/2006
173	10/486,067	Issue Notification	12/27/2006
174	10/486,070	Office Action	4/20/2005
175	10/486,070	Office Action Response	6/1/2005
176	10/486,070	Office Action	8/10/2005
177	10/486,070	Office Action Response	9/9/2005
178	10/486,070	Notice of Allowance	10/18/2005
179	10/486,070	Issue Notification	2/15/2006
180	10/517,004	Office Action	8/13/2007
181	10/517,004	Office Action Response	11/13/2007
182	10/519,778	Office Action	2/23/2006

	<u>Serial Number</u>	<u>Document</u>	<u>Mail Date</u>
183	10/519,778	Notice of Allowance	5/31/2006
184	10/519,778	Issue Notification	9/6/2006
185	10/908,721	Office Action	10/19/2006
186	10/908,721	Office Action Response	4/19/2007
187	10/908,721	Office Action	8/10/2007
188	10/908,721	Office Action Response	10/29/2007
189	10/908,721	Office Action	1/25/2008

Because the supplied prosecution correspondence will not be cited on the cover of any future granted patent, no Examiner's initials line has been provided to indicate that each document has been reviewed. However, as the Examiner has a duty to consider all materials within the application file, the supplied prosecution correspondence should be reviewed and considered.

Furthermore, because the supplied prosecution correspondence is not an information disclosure statement under 37 CFR 1.97, but rather is supplied in accordance with the direction of the Office of Patent Legal Administration, Applicants respectfully submit that no statements under 37 CFR 1.97(e) are necessary and further submit that no fee is required for this document.

However, in the event that a fee is required, please charge any additional fees to Deposit Account No. 23-3178 of the undersigned.

Dated this 19th day of February, 2008.

Respectfully submitted,

/Fraser D. Roy, Reg.# 45666/

FRASER D. ROY

Registration No.: 45,666

Attorney for Applicant

Customer No. 057360

FDR:PNT

Submitted: Prosecution Correspondence from Related Cases  
16497-1-1-5\_20080131\_OAs

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:		)
		)
	Michael T. Carley et al.	)
		)
Serial No.:	10/667,144	) Art Unit
		) 3734
Filed:	September 19, 2003	)
		)
Confirmation No.:	7207	)
		)
For:	CLOSURE DEVICE AND METHODS FOR	)
	MAKING AND USING THEM	)
		)
Examiner:	Lindsey Michele Bachman	)
		)
Customer No.:	057360	)

RELATED CASES

VIA eFILE IDS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is to inform the Examiner that the following applications are related in content to the above-identified patent application:

1. Serial Number 09/478,179, U.S. Patent 6,197,042
2. Serial Number 09/546,998, U.S. Patent 6,461,364
3. Serial Number 09/610,238, U.S. Patent 6,391,048
4. Serial Number 09/732,178, U.S. Patent 6,719,777
5. Serial Number 09/732,835, U.S. Patent 6,780,197
6. Serial Number 09/764,813, U.S. Patent 6,277,140
7. Serial Number 09/866,551
8. Serial Number 09/933,299, U.S. Patent 6,632,238
9. Serial Number 09/948,813, U.S. Patent 6,582,452
10. Serial Number 09/949,398
11. Serial Number 09/949,438, U.S. Patent 6,616,686

12. Serial Number 10/006,400, 2002/0072768
13. Serial Number 10/081,717, U.S. Patent 6,695,867
14. Serial Number 10/081,723, U.S. Patent 6,942,674
15. Serial Number 10/081,725, U.S. Patent 6,749,621
16. Serial Number 10/081,726, U.S. Patent 6,623,510
17. Serial Number 10/147,774, 2002/0133193
18. Serial Number 10/240,183, U.S. Patent 7,108,709
19. Serial Number 10/264,306, 2003/0078598
20. Serial Number 10/335,075, U.S. Patent 7,211,101
21. Serial Number 10/356,214, 2004/0153122
22. Serial Number 10/435,104, 2003/0195561
23. Serial Number 10/455,768, U.S. Patent 6,926,731
24. Serial Number 10/486,067, U.S. Patent 7,163,551
25. Serial Number 10/486,070, 2004/0249391
26. Serial Number 10/517,004, 2005/0234508
27. Serial Number 10/519,778, U.S. Patent 7,111,768
28. Serial Number 10/541,083, 2006/0144479
29. Serial Number 10/616,832, 2004/0009289
30. Serial Number 10/617,090, U.S. Patent 7,001,398
31. Serial Number 10/638,115, 2004/0153123
32. Serial Number 10/682,459, 2004/0073255
33. Serial Number 10/786,444, 2004/0167570
34. Serial Number 10/787,073, 2006/0135989
35. Serial Number 10/908,721, 2005/0274768
36. Serial Number 11/028,133, 2005/0119695
37. Serial Number 11/048,503, 2006/0020270
38. Serial Number 11/113,549, 2005/0216057
39. Serial Number 11/152,562, 2005/0267530
40. Serial Number 11/198,811, 2005/0273136
41. Serial Number 11/344,793, 2006/0190014
42. Serial Number 11/344,868, 2006/0190037
43. Serial Number 11/344,891, 2006/0190038
44. Serial Number 11/390,586, 2006/0167484
45. Serial Number 11/396,141
46. Serial Number 11/396,731, 2006/0287674
47. Serial Number 11/406,203, 2006/0195123
48. Serial Number 11/411,925, 2006/0195124
49. Serial Number 11/532,576, 2007/0010854
50. Serial Number 11/675,462
51. Serial Number 11/744,089
52. Serial Number 11/852,190
53. Serial Number 60/843,325
54. Serial Number 60/946,030
55. Serial Number 60/946,042
56. WO 01/49186
57. WO 02/45593
58. WO 02/45594
59. WO 03/47434

60. WO 03/71955
61. WO 03/71956
62. WO 03/71957
63. WO 04/60169
64. WO 04/69054
65. WO 05/82256
66. WO 06/83889
67. PCT/US07/78051

Because the supplied list of related cases is not an information disclosure statement under 37 CFR 1.97, Applicants respectfully submit that no statements under 37 CFR 1.97(e) are necessary and further submit that no fee is required for this document. However, in the event that a fee is required, please charge any additional fees to Deposit Account No. 23-3178 of the undersigned.

Dated this 19<sup>th</sup> day of February, 2008.

Respectfully submitted,

/Fraser D. Roy, Reg.# 45666/

FRASER D. ROY

Registration No.: 45,666

Attorney for Applicant

Customer No. 057360

FDR:PNT

Submitted: List of Related Cases

16497-1-1-5\_20080131\_RelatedCases